UNITED STATES PATENT AND TRADEMARK OFFICE

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Technology Center 2100

Paper No. 9

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In re Application of: M'Hammed Mountassir)	
Application No. 09/980,163)	DECISION ON PETITION FOR
Filed: November 30, 2001)	ACCELERATED
For: METHOD OF OPTIMIZING)	EXAMINATION UNDER 37
PARAMETER VALUES IN A)	CFR §1.102(d) and MPEP
PROCESS OF PRODUCING A)	§708.02(VIII)
PRODUCT)	

This is a decision on the renewed petition, filed December 2, 2002 under 37 CFR §1.102(d) and MPEP §708.02(VIII): Accelerated Examination, to make the above-identified application special. The original petition was filed November 30, 2001, and was dismissed on June 7, 2002 because the petition was deficient. Applicant's detailed discussion of the references did not have the particularity required by 37 CFR 1.111(b) and (c) and did not point out how the claimed subject matter was patentable over the references.

In response, the renewed petition contains a detailed discussion of each reference and how the claimed subject matter is patentable over the references as required MPEP §708.02(VIII).

It is noted that applicant has chosen to elect a group of claims (40-51) at the time of filing the petition should a restriction requirement be made by the Office. However it is clear that Claim 52 was inadvertently omitted. Therefore, should a restriction requirement be made by the Office, the record should reflect applicant has elected the group of Claims 40-52.

The Petition is **GRANTED**.

The application file is being forwarded to the examiner of record for accelerated examination according to the procedures set forth in MPEP §708.02 (VIII). Telephone inquiries regarding this decision should be directed to the undersigned.

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